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|  |   | Applic | ation Number  | 10/648,81                              | 9                 |  |
|--|---|--------|---|--|-------------------|--|
| TRANSMITTAL  |   |        | Date  | August 25                              | 5, 2003           |  |
| FORM   |   |        | lamed Inventor  | FIEKOWS                                | SKY, Peter et al. |  |
| (to be used for all correspondence after initial filing)   |   |        | Art Unit  | 1645                                   |                   |  |
|  |   | Exami  | ner Name  | Unassign                               | ed                |  |
| Total Number of Pages in This Submission   |   | Attorn | ey Docket Number  | AFFYP008C2                             |                   |  |
|  | ENCLO   | SURES  | (check all that apply)  |  |                   |  |
|  |   | g(s)   |   | After Allowance Communication to Group |                   |  |
| Fee Attached   | Licensing-related Papers  |        | Appeal Communication to Board of Appeals and Interferences        |  |                   |  |
| Amendment / Reply  | Petition  |        | Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |  |                   |  |
| After Final  | Petition to Convert to a Provisional Application  |        |   | Proprietary Information                |                   |  |
| Affidavits/declaration(s)  | Power of Attorney, Revocation Change of Correspondence Address                                    |        |   | Status Letter                          |                   |  |
| Extension of Time Request  | ☐ Terminal Disclaimer ☐ Request for Refund  |        | Return Postcard  Other Enclosure(s) (please identify below):      |  |                   |  |
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| ☑ Information Disclosure Statement   | Remarks  The Commissioner is authorized to charge any additional fees to Deposit Account 50-1652. |        |   |  |                   |  |
| Certified Copy of Priority Document(s)   |   |        |   |  |                   |  |
| Response to Missing Parts/ Incomplete Application  |   |        |   |  |                   |  |
| Response to Missing Parts under 37 CFR 1.52 or 1.53  |   |        |   |  |                   |  |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT   |   |        |   |  |                   |  |
| Firm and RITTER, LANG & KAPLAN LLP   |   |        |   |  |                   |  |
| Individual name Michael J. Ritter, Reg. No. 36,653   |   |        |   |  |                   |  |
| Signature M.   |   |        |   |  |                   |  |
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6:

Kimberly Melvin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FIEKOWSKY, Peter et al.

Application No.: 10/648,819

Filed: August 25, 2003

For: SCANNED IMAGE ALIGNMENT SYSTEMS AND

**METHODS** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Group: 1645

Date: February 27, 2004

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§1.56 and 1.97 (c)

Dear Sir:

The references listed in the attached PTO Form 1449 may be material to examination of the above-identified patent application. Applicants submit the list of these references in compliance with their duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. The Examiner is requested to make these references of official record in this application. The above-identified application is a Continuation of prior application U.S. Patent Application No. 09/542,151. This prior application is being relied upon for an earlier filing date under 35 U.S.C. § 120. Because the listed references were either cited by the PTO, or submitted to the PTO in the prior application, under 37 CFR § 1.98(d) Applicants submit that copies need not be provided.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

This Information Disclosure Statement is believed to be filed before the mailing date of a first Office Action on the merits. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 50-1652 (Order No. AFFYP008C2).

Respectfully submitted,

Michael J. Ritter Reg. No. 36,653

RITTER, LANG & KAPLAN LLP 12930 Saratoga Ave., Suite D1 Saratoga, CA 95070 (408) 446-8690

PE CONTRACTOR

Form 1449 (Modified)

Atty Docket No. Application No.:

AFFYP008C2

10/648,819

Information Disclosure

tement Ry Applicant

FIEKOWSKY et al.

1645

Statement By Applicant

Filing Date

Inventor

Group

August 25, 2003

(Use Several Sheets if Necessary)

Mailing Date

February 27, 2004

U.S. Patent or Published Documents

| Examiner  | 1        | l -        |         |                 |       | Sub-  | Filing |
|-----------|----------|------------|---------|-----------------|-------|-------|--------|
| Initial   | No.      | Patent No. | Date    | Patentee        | Class | Class | Date   |
| 111111111 |          | 5,143,854  | 9/1992  | Pirrung et al.  | 436   | 518   |        |
|           | <b> </b> | 5,471,248  | 11/1995 | Bhargava et al. | 348   | 420   |        |
|           |          | 5,497,773  | 3/1996  | Kuhara et al.   | 128   | 653.5 |        |
|           |          | 5,604,819  | 2/1997  | Barnard         | 382   | 151   |        |
|           |          | 5,744,305  | 4/1998  | Fodor et al.    | 435   | 6     |        |
|           | <b>-</b> | 5,835,620  | 11/1998 | Kaplan et al.   | 382   | 133   |        |
|           | <u> </u> | 6.090,555  | 7/2000  | Fiekowsky       | 435   | 6     |        |

Foreign Patent or Published Foreign Patent Application

| Examiner |     | Document No. | Publication | Country or    |       | Sub-  | Tran | slation |
|----------|-----|--------------|-------------|---------------|-------|-------|------|---------|
| Initial  | No. |              | Date        | Patent Office | Class | class | Yes  | No      |
|          |     | EP 0254644 💥 | 1/1988      | EP            |       |       |      |         |
|          |     |              |             |               |       |       |      |         |

## Other Documents

| Examiner<br>Initial | No. | Author, Title, Date, Place (e.g. Journal) of Publication ** |  |
|---------------------|-----|---|--|
|                     |     |   |  |

| Examiner | Date Considered |
|----------|-----------------|
|          |                 |

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.